

ASSEMBLY BILL

No. 1470

Introduced by Assembly Member Evans

February 27, 2009

An act to amend Section 23399.3 of the Business and Professions Code, relating to alcoholic beverages.

LEGISLATIVE COUNSEL'S DIGEST

AB 1470, as introduced, Evans. Alcoholic beverage licensees: hospitals.

The Alcoholic Beverage Control Act contains various provisions regulating the application for, the issuance of, the suspension of, and the conditions imposed upon, alcoholic beverage licenses by the Department of Alcoholic Beverage Control. Under existing law, the department may issue an on-sale special beer and wine license for hospitals, convalescent homes, and rest homes, which authorizes the sale or service of beer and wine in those areas under specified circumstances.

This bill would remove the reference to “rest homes” and instead refer to “senior care facilities.”

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 23399.3 of the Business and Professions
- 2 Code is amended to read:
- 3 23399.3. (a) An on-sale special beer and wine license for
- 4 hospitals, convalescent homes, and ~~rest homes~~ *senior care*

1 *facilities*, authorizes the sale or service of beer and wine purchased
2 from a licensed winegrower or beer and wine wholesaler only to
3 patients or residents of the licensed hospital, convalescent home,
4 or ~~rest home~~ *senior care facility*. Such a license shall not be
5 transferable from person to person and no off-sale privileges shall
6 be exercised under such a license. Nothing in this section shall be
7 construed to require a license for the service of beer and wine
8 purchased at retail.
9 (b) As used in this section, ~~“rest home”~~ “*senior care facility*”
10 includes an apartment building, whether licensed or unlicensed,
11 which rents exclusively to persons age 62 and older, and provides
12 one to three meals daily for tenants.